

AN ORDINANCE

BY COUNCILMEMBER JIM MADDOX

AUTHORIZING THE MAYOR OR HER DESIGNEE TO WAIVE THE SIDEWALK REQUIREMENTS OF SECTION 15-09.003 OF THE CITY OF ATLANTA CODE OF ORDINANCES, TO PROVIDE THAT A CERTAIN SUBDIVISION SD-03-61, (1714 DODSON DRIVE) APPLICANT DEPOSIT A DOLLAR AMOUNT (\$5,800.00) EQUAL TO THE VALUE OF THE REQUIRED SIDEWALK CONSTRUCTION INTO A DESIGNATED TRUST FUND ACCOUNT FOR DISTRICT 11; AND FOR OTHER PURPOSES.

WHEREAS, pursuant to the application for the subdivision of land submitted by the developer, in compliance with the provisions of Section 15-09.003 to provide sidewalks on both sides of existing as well as proposed streets; and

WHEREAS, the construction of sidewalks along the frontage of this subdivision would adversely affect the appearance and character of the neighborhood due to the lack of any existing sidewalks on the streets that contain the proposed subdivided lots to which the sidewalks could connect; and

WHEREAS, the City and the area residents would be better served by the construction of sidewalks and pedestrian improvements in other areas of said subdivision within District 11.

NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

SECTION 1: That the requirements of Section 15-09.003 of the City of Atlanta Code of Ordinance, which requires that an application for the subdivision of land provide sidewalks is hereby waived for Subdivision SD-03-61 (1714 Dodson Drive).

SECTION 2: That the waiver of said requirements for the aforementioned application are conditioned upon the agreement of the applicant to pay the City of Atlanta a dollar amount (\$5,800.00) equal to the value of construction of said sidewalks as required by Section 15-09.003 and as determined by the Commissioner of Department of Public Works.

SECTION 3: That before the Director of Bureau of Building issues any building permit for construction within the subdivisions sited above, said funds shall be deposited in Trust Fund Account 3P02 424101 Y63T19059999, to be used for pedestrian improvements and sidewalk construction only in Council District 11.

SECTION 4.: That all other requirements of the Code of Ordinances for the subdivisions sited above shall remain in full force and effect.

SECTION 5: That the Chief Financial Officer or his designee is authorized to deposit and expend these funds.



SECTION 6: That all ordinances and parts of ordinances in conflict herewith be and the same are hereby waived.

A true copy,

Shonda Daughtrich Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

AUG 16, 2004

AUG 20, 2004

RCS# 5937
8/16/04
2:51 PM

Atlanta City Council

Regular Session

CONSENT I CONSENT I PG(S) 1-14 EXCEPT:04-R-1339
 04-R-1391
 ADOPT

YEAS:	13
NAYS:	0
ABSTENTIONS:	0
NOT VOTING:	3
EXCUSED:	0
ABSENT	0

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	NV Martin	Y Norwood
Y Young	Y Shook	Y Maddox	NV Willis
Y Winslow	Y Muller	Y Sheperd	NV Borders

CONSENT I

8-16-4 Council Meeting		
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 04-O-1375 2. 04-O-1206 3. 04-O-1209 4. 04-O-1354 5. 04-O-1357 6. 04-O-1366 7. 04-O-0437 8. 04-O-1350 9. 04-O-1351 10. 04-O-1368 11. 04-O-1247 12. 04-O-1221 13. 04-R-1372 14. 04-R-1273 15. 04-R-1388 16. 04-R-1402 17. 04-R-1403 18. 04-R-1404 19. 04-R-1304 20. 04-R-1392 21. 04-R-1393 22. 04-R-1394 23. 04-R-1395 24. 04-R-1396 25. 04-R-1397 26. 04-R-1398 27. 04-R-1355 28. 04-R-1356 29. 04-R-1373 30. 04-R-1308 31. 04-R-1309 32. 04-R-1310 33. 04-R-1311 34. 04-R-1349 35. 04-R-1367 36. 04-R-1370 37. 04-R-1312 38. 04-R-1313 39. 04-R-1315 40. 04-R-1316	41. 04-R-1317 42. 04-R-1400 43. 04-R-1320 44. 04-R-1321 45. 04-R-1322 46. 04-R-1323 47. 04-R-1324 48. 04-R-1325 49. 04-R-1326 50. 04-R-1327 51. 04-R-1328 52. 04-R-1329 53. 04-R-1330 54. 04-R-1331 55. 04-R-1332 56. 04-R-1333 57. 04-R-1334 58. 04-R-1335	59. 04-R-1336 60. 04-R-1337 61. 04-R-1338 62. 04-R-1340 63. 04-R-1341 64. 04-R-1342 65. 04-R-1343 66. 04-R-1344 67. 04-R-1345 68. 04-R-1346 69. 04-R-1347 70. 04-R-1348

04-0-1366

(Do Not Write Above This Line)

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ACCOUNT FOR DISTRICT 11; AND FOR OTHER
PURPOSES.

ADOPTED BY

AUG 16 2004

COUNCIL

First Reading

Committee _____
Date _____
Chair _____
Referred To _____

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Members

Action

Fav, Adv, Hold (see rev. side)

Other

CERTIFIED

FINAL COUNCIL ACTION

☒ 2nd ☐ 1st & 2nd ☐ 3rd

Readings

☒ Consent ☐ V Vote ☒ RC Vote

AUG 16 2004

COUNCIL PRESIDENT

AUG 16 2004

J. L. Davidson
MUNICIPAL CLERK

MAYOR'S ACTION

- ☐ CONSENT REFER
☐ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER
☒ PERSONAL PAPER REFER

Date Referred 7/19/04

Referred To: City Utilities

Date Referred

Referred To:

Date Referred

Referred To:

Action
Fav, Adv, Hold (see rev. side)
Other

Members

Date

Chair

Committee

Refer To

Refer To

Action
Fav, Adv, Hold (see rev. side)
Other

Members

Date

Chair

Committee

Refer To

Refer To

APPROVED

AUG 20 2004

MAYOR